IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated : Nainital the 29th day of July 2005
Criminal Misc. Bail Application No. 655/2005
Order on the bail application of accused

CRIMINAL SIDE

Irshad Ahmad
S/o Intzar Ahamad
R/o village Hariwala Chaurha
P.S. Kashipur
District U.S. Nagar .....Applicant

Versus

State of Uttaranchal .....Opposite Party

Arising out of case crime No.1654 of 2005
U/s 364-A I.P.C.
P.S. Kashipur
District – U. S. Nagar

Hon'ble J.C.S. Rawat, J.

Heard Smt. Pushpa Joshi learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. The learned counsel for the applicant contended that the FIR was lodged against Nisar Ahmad and his brother Israr Ahmad. Later on, the complaint came to know on 27.5.2005 from his neighbour that Israr Ahmad was not the accused. The complaint has stated that the name of Israr Ahmad has been wrongly mentioned in the FIR. Thereafter, the name of the present applicant came into light. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

Dated 29.07.2005 **(J.C.S. Rawat, J.)**

LSR